

**SUPREME COURT MINUTES
WEDNESDAY, APRIL 30, 2008
SAN FRANCISCO, CALIFORNIA**

S151022 D046600 Fourth Appellate District, Div. 1 **JONES (SCOTT) v. LODGE
AT TORREY PINES
PARTNERSHIP**

Rehearing denied

Appellant's motion filed on March 18, 2008, to "direct issuance of a parital remittitur" is denied. The petition for rehearing is denied.

Kennard, Werdegar, and Moreno, JJ., are of the opinion the petition should be granted.

S160953 E040123 Fourth Appellate District, Div. 2 **PEOPLE v. PAREDES
(MANUEL ORTEGA)**

Petition for review granted (criminal case)

Respondent's petition for review is granted.

Appellant Paredes' petition for review is denied.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S160842 B195582 Second Appellate District, Div. 8 **PEOPLE v. MARTINEZ
(GUILLERMO)**

Review granted/briefing deferred (8.512(d)(2) criminal case)

The petition for review is granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Towne*, S125677 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

S159775 **CARREON (MIGUEL) ON
H.C.**

Petition ordered withdrawn

Pursuant to written request of petitioner the above-entitled petition for writ of habeas corpus is ordered withdrawn.

S160511 B204923 Second Appellate District, Div. 5

Petition for review denied

Kennard, J., is of the opinion the petition should be granted.

**MONTENEGRO-MONRO
(EDWIN W.) v. S.C. (PEOPLE)**

S160548 A119776 First Appellate District, Div. 2

Petition for review denied

The requests for judicial notice are denied.

Kennard, Chin, and Corrigan, JJ., were recused and did not participate.

**MERRILL LYNCH v. S. C.
(AVENIUS)**

S160669 F051127 Fifth Appellate District

Petition for review denied

**PEOPLE v. MADRIGAL
(FELIX GONZALEZ)**

S160762 B192444 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. ZOMALT
(ZAMAAD G.)**

S160809 B205213 Second Appellate District, Div. 4

Petition for review denied

**MARROQUIN (MARCO) ON
H.C.**

S160835 G038150 Fourth Appellate District, Div. 3

Petition for review denied

Kennard, Werdegar, and Moreno, JJ., are of the opinion the petition should be granted.

**PEOPLE v. MARTINEZ
(RENE)**

S161019 A116177 First Appellate District, Div. 5

Petition for review denied

Kennard and Werdegar, JJ., are of the opinion the petition should be granted.

**PEOPLE v. BRADFORD
(ROBERT FRANKLIN)**

S161037 E039494 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. MCSHANE
(DOUGLAS BRIAN)**

S161049 B185673 Second Appellate District, Div. 1

Petitions for review & depublication request(s) denied
Kennard, J., is of the opinion the petition should be granted.

**LOS ANGELES, CITY OF v.
200 JEEP
CHEROKEE/(REINSDORG)**

S161066 B196415 Second Appellate District, Div. 7

Petitions for review denied

**PEOPLE v. REYES (LEO
ANTHONY)**

S161069 H030674 Sixth Appellate District

Petition for review denied
Appellant's "declaration of prohibition" is denied.

**PEOPLE v. BAKER
(ANTHONY TROY)**

S161116 B192758 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. JACKSON
(TYRONE)**

S161142 B193417 Second Appellate District, Div. 6

Petition for review denied

**BLUE BOOTH v. SANTA
BARBARA BIPLANE TOURS
LLC.**

S161143 C050219 Third Appellate District

Petition for review denied

**PEOPLE v. MONTANEZ
(RAMIRO)**

S161148 A116295 First Appellate District, Div. 3
(JACK

Petition for review denied

PEOPLE v. WILLIAMS
B.)

S161159 B191530 Second Appellate District, Div. 7

Petitions for review denied

PEOPLE v. QUIROZ
(GILBERT)

S161176 B195792 Second Appellate District, Div. 2
Petition for review denied

PEOPLE v. REESE (DAVID J.)

S161189 C051108 Third Appellate District

Petition for review denied

PEOPLE v. GILL (ANDREW
WRIGHT)

S161202 B205112 Second Appellate District, Div. 4
Petition for review denied

L. (ALVIN) v. S.C. (PEOPLE)

S161205 B200855 Second Appellate District, Div. 8

Petition for review denied

RELIANCE STEEL
COMPANY v. WORKERS'
COMPENSATION APPEALS
BOARD/(CALZADA)

S161274 A114029 First Appellate District, Div. 3
Petition for review denied

PEOPLE v. HYDER (ROGER)

S161278 E041445 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. POWER
(MICHAEL ROBERT)

S161291 B185542 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. CHAMBLISS
(BENHARDT)**

S161294 B197403 Second Appellate District, Div. 5

Petition for review denied

Kennard, J., is of the opinion the petition should be granted.

**PEOPLE v. HAMILTON
(LOMEL ANTOINE)**

S161295 G038705 Fourth Appellate District, Div. 3

Petition for review denied

George, C. J., was recused and did not participate.

**NGUYEN (TRUNG) &
NGUYEN (CAN) v. NGUYEN
(JANET)/(ORANGE COUNTY
REGISTRAR OF VOTERS)**

S161302 H030970 Sixth Appellate District

Petition for review denied

**PEOPLE v. ALVAREZ
(JOSEPH MICHAEL)**

S161304 B205627 Second Appellate District, Div. 3

Petition for review denied

**LAGADIA (JOFFREY) ON
H.C.**

S161315 A120246 First Appellate District, Div. 4

Petition for review denied

**ROUSE (NATHANIEL R.) ON
H.C.**

S161320 H032465 Sixth Appellate District

Petition for review denied

BURDICK (PHILLIP) ON H.C.

S161321 B197896 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. DAVIDSON
(LARRY)**

S161323 E041886 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. UDELL
(DERRILL)**

S161333 F049004 Fifth Appellate District

Petition for review denied

**PEOPLE v. SHUPP (SEAN
DAVID)**

S161337 A115020 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. ZOOK (JAMES
ROBERT)**

S161338 C054280 Third Appellate District

Petition for review denied

**PEOPLE v. HEBERT
(JOSEPH)**

S161341 H030481 Sixth Appellate District

Petition for review denied

**PEOPLE v. CRUM (ROBERT
KENNETH)**

S161357 A120571 First Appellate District, Div. 4
Petition for review denied

DANIELS (LOUIS C.) ON H.C.

S161361 E041892 Fourth Appellate District, Div. 2

Petition for review denied

**ADAIR (DAVID JAMES) ON
H.C.**

S161362 B205092 Second Appellate District, Div. 4

Petition for review denied

**PATTERSON (DAVID) ON
H.C.**

S161365 B203812 Second Appellate District, Div. 4

Petition for review denied

PATTERSON (DAVID) ON H.C.

S161383 C058119 Third Appellate District

Petition for review denied

KHAN (BILL) ON H.C.

S161401 H031296 Sixth Appellate District

Petition for review denied

**PEOPLE v. GARCIA
(HECTOR RALPH)**

S161404 E041547 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. GARZA
(MICHAEL ARUBO)**

S161406 B193077 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. GARCIA (HUGO
VARGAS)**

S161409 B203587 Second Appellate District, Div. 4

Petition for review denied

GRAY (WILLIAM) ON H.C.

S161411 E040449 Fourth Appellate District, Div. 2

Petitions for review denied

**PEOPLE v. ADAIR (DAVID
JAMES)**

S161416 B197762 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. JENKINS (JASON
ANTONIO)**

S161417 E042006 Fourth Appellate District, Div. 2 **BAKER (THOMAS) v.
OSBORNE DEVELOPMENT
CORPORATION**

Petition for review & depublication request(s) denied
Kennard and Baxter, JJ., are of the opinion the petition should be granted.

S161444 A117525 First Appellate District, Div. 5 **P. (J.), IN RE**
Petition for review denied

S161446 H029531 Sixth Appellate District **PEOPLE v. ALLEN
(WILLIAM MICHAEL)**
Petition for review denied

S161448 F050684 Fifth Appellate District **PEOPLE v. MORENO (JAIME
ANTHONY)**
Petition for review denied

S161452 G037363 Fourth Appellate District, Div. 3 **SAXENA (NEELOFER) v.
GOFFNEY (WILLIE H.)**
Petition for review denied

S161455 B205366 Second Appellate District, Div. 4 **BENAVIDES (MITCHELL)
ON H.C.**
Petition for review denied

S161461 C058071 Third Appellate District **WESSELL (DAVID) ON H.C.**
Petition for review denied

S161466 A116116 First Appellate District, Div. 1 **WELLS FARGO BANK, N.A.
v. S.C. (RICHTENBURG)**
Petition for review denied
The requests for judicial notice are granted.
Baxter and Corrigan, JJ., were recused and did not participate.

S161470 B191822 Second Appellate District, Div. 4
Petition for review denied

PEOPLE v. CASAS (RUDY)

S161473 B193084 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. SEANG (SYTHA
THA)**

S161479 A120600 First Appellate District, Div. 3
Petition for review denied
Corrigan, J., was recused and did not participate.

GRIM (DARRYL) ON H.C.

S161483 E041933 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. JOHNSON
(DAVID WALTER)**

S161501 B198118 Second Appellate District, Div. 3

Petition for review denied

**LOS ANGELES, COUNTY OF
v. S.C. (ORONoz)**

S161534 B204941 Second Appellate District, Div. 5
Petition for review denied

HOLDER (KEITH) ON H.C.

S161536 G039947 Fourth Appellate District, Div. 3
Petition for review denied

LUCAS (DANIEL R.) ON H.C.

S161558 A116333 First Appellate District, Div. 3

Petition for review denied

**ALMENDARES (GRIMILDA)
v. ALMENDARES (ROSABEL)**

S161564 A115662 First Appellate District, Div. 2

Petition for review denied

**MORRISON (JAMES) v.
COPELAND CORPORATION**

S161568 B194042 Second Appellate District, Div. 1

Petition for review denied

**SHIELL (ROBERT) v.
COUNTY OF LOS ANGELES**

S161610 C055112 Third Appellate District

Petition for review denied

**PEOPLE v. BABINEAU
(JEROME DAVIS)**

S161619 A111267/A112153 First Appellate District, Div. 1

Petition for review denied

Corrigan, J., was recused and did not participate.

**DELL'OCA (CONRAD J.) v.
BANK OF NEW YORK
TRUST COMPANY, N.A.**

S161632 B164398/B169083 Second Appellate District, Div. 3

Petitions for review denied

Kennard, J., is of the opinion appellant Philip Morris USA's petition should be granted as to the first issue.

**BULLOCK (JODIE) v. PHILIP
MORRIS USA, INC./(PIUZE)**

S161636 B194130 Second Appellate District, Div. 1

Petition for review & depublication request(s) denied

**HOLMGREN (JOHN) v.
COUNTY OF LOS ANGELES**

S161655 A115387/A117069 First Appellate District, Div. 5

Petition for review denied

**FALLETTA (VINCENT A.) v.
SUN STAR COUNTRY CLUB**

S161689 B198536 Second Appellate District, Div. 7

Petition for review denied

**MARASCO (JOSEPH A.) v.
S.C. (RING)**

S161696 A116894 First Appellate District, Div. 3

Petition for review denied

PEOPLE v. WINN (JOHN LAMONT)

S161718 B194037 Second Appellate District, Div. 4

Petition for review & depublication request(s) denied

MCCLAIN (KELLY) v. OCTAGON PLAZA LLC.

S161725 B195600 Second Appellate District, Div. 1

Petition for review denied

PEOPLE v. MARTIN (DEMETRIC RAY)

S161726 G038833 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. CAGE (CHARLES DEWEY)

S161731 H032470 Sixth Appellate District

Petition for review denied

ROMERO (MARIA) v. S.C. (WAL MART STORES INCORPORATED)

S161741 B200911 Second Appellate District, Div. 1

Petition for review denied

PEOPLE v. MUNOZ (ISIDRO DE LA ROSA)

S161743 E041870 Fourth Appellate District, Div. 2

Petitions for review denied

PEOPLE v. GUERRERO (EDUARDO)

S161745 D051169 Fourth Appellate District, Div. 1

Petition for review denied

KRZYWIEC (MARILYN & JOHN), MARRIAGE OF

S161758 E041815 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. SIMPKINS
(AARON)**

S161809 H030994 Sixth Appellate District

Petition for review denied

**PEOPLE v. URISTA (ISIDRO
HERNANDEZ)**

S161818 E041855 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ESTRADA
(LORENZO JOSE)**

S161835 B201881 Second Appellate District, Div. 6

Petition for review denied
Kennard, J., is of the opinion the petition should be granted.

**PEOPLE EX REL GRIJALVA
(RUBEN) v. S.C. (UNITED
WATER CONSERVATION
DISTRICT)**

S161841

Petition for writ of review denied

**YOUNG (STEVEN RAY) v.
STATE BAR OF
CALIFORNIA**

S161862 H032270/H031136 Sixth Appellate District

Petition for review denied

**WELKER (GREGORY) ON
H.C.**

S161904 B197754 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. YATES (RALPH
ANTHONY)**

S161958 B196286 Second Appellate District, Div. 4
Petition for review denied

PEOPLE v. GARCIA (JAMES)

S161962 B192978 Second Appellate District, Div. 2
Petition for review denied

PEOPLE v. HINES (DEJUAN)

S161963 B189669 Second Appellate District, Div. 6
Petition for review denied

**PEOPLE v. WALKER, JR.,
(ISAAC KING)**

S161995 B206369 Second Appellate District, Div. 6

Petition for review denied

**FAIR HOUSING COUNCIL
OF SAN FERNANDO
VALLEY v. S.C. (MANY
MANSIONS)**

S161999 B197783 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. CARILLO
(HENRY)**

S162002 B194841 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. GREENE
(RODERICK DWAYNE)**

S162008 D049562 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. FULCHER
(NOLAN JAMES)**

S162009 D050613 Fourth Appellate District, Div. 1
Petition for review denied

R. (MILTON), IN RE

S162012 B205681 Second Appellate District, Div. 8

Petition for review denied

**GUZMAN (HERIBERTO) v.
S.C. (PEOPLE)**

S162013 A118515 First Appellate District, Div. 2
Petition for review denied

C. (JONATHAN), IN RE

S162021 F054631 Fifth Appellate District
ON

KANE (MORGAN JAMES)

H.C.

Petition for review denied

S162032 G037996 Fourth Appellate District, Div. 3

**PEOPLE v. SUAREZ (JUAN
CARLOS)**

Petition for review denied

S162034 C058004 Third Appellate District

**SCHOESSLER (GARY LEE) v.
PUBLIC EMPLOYMENT
RELATIONS BOARD (YUBA
COUNTY COMMUNITY
COLLEGE DISTRICT)**

Petition for review denied

S162038 C055532 Third Appellate District
Petition for review denied

PEOPLE v. ESQUIVEL (SAL)

S162040 A115358 First Appellate District, Div. 5

**SIMON (DAVID) v.
ALAMEDA COUNTY**

Petition for review denied

S162042 C052836 Third Appellate District

**PEOPLE v. GUERRERO
(JAMES ANTHONY)**

Petition for review denied

S162044 B206053 Second Appellate District, Div. 8

**RUNYAN (PAUL DEAN) v.
S.C. (PEOPLE)**

Petition for review denied

S162047 F052096 Fifth Appellate District

Petition for review denied

PEOPLE v. NEWTON (RICKY LYNN)

S162048 B193493 Second Appellate District, Div. 5

Petition for review denied

DLJ MORTGAGE CAPITAL v. HOME LOAN MORTGAGE CORPORATION

S162059 C053325 Third Appellate District

Petition for review denied

RIGG (JUDITH) v. STATE OF CALIFORNIA

S162065 G037871 Fourth Appellate District, Div. 3

Petition for review denied

PETERS AND FREEDMAN LLP. v. MCMAHON (ELIZABETH)

S162074 F052451 Fifth Appellate District

Petition for review denied

PEOPLE v. HENDERSON (GARY DELMAR)

S162089 G038236 Fourth Appellate District, Div. 3

Petition for review denied

PRATT (JEFFREY R.) v. MCMAHON (ELIZABETH)

S162090 A115797 First Appellate District, Div. 4

Petition for review denied

B. (I.), IN RE

S162101 B193989 Second Appellate District, Div. 8

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court decides *Oregon v. Ice*, No. 07-901.

PEOPLE v. MILAM (THOMAS J.)

S162113 G038004 Fourth Appellate District, Div. 3

Petition for review denied

PEOPLE v. SABALA (JOSEPH LENO)

S162116 D052646 Fourth Appellate District, Div. 1

Petition for review denied

GUADARRAMA (JORGE) v. S.C. (PEOPLE)

S162118 D049148 Fourth Appellate District, Div. 1

Petition for review denied

PEOPLE v. FLORENCE (MITCHELL THOMAS)

S162119 G038905 Fourth Appellate District, Div. 3

Petition for review denied

C., JR., (MIGUEL), IN RE

S162131 B190819 Second Appellate District, Div. 6

Petition for review denied

MUNOZ (ARTHUR F.) v. FERNANDEZ (JOSE Z.)

S162135 B193949 Second Appellate District, Div. 3

Petition for review denied

PEOPLE v. REESE (JEMAL SUYIN)

S162136 B195488 Second Appellate District, Div. 3

Petition for review denied

V. (ERIC), IN RE

S162145 B197361 Second Appellate District, Div. 8

Petition for review denied

PEOPLE v. DONADO (OSCAR HUGO)

S162153 B196146 Second Appellate District, Div. 7

PEOPLE v. DIXON, JR., (HERMAN JAY)

Petition for review denied

S162166 B193072 Second Appellate District, Div. 2

**PEOPLE v. STOCKDALE
(JERRY BERNARD)**

Petition for review denied

S162173 A115685 First Appellate District, Div. 4

**PEOPLE v. PERRY (DENNIS
O'NEAL)**

Petition for review denied

S162174 A117079 First Appellate District, Div. 4

**PEOPLE v. CANNON-PEREZ
(JESSICA TEARESA)**

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court decides *Oregon v. Ice*, No. 07-901.

S162178 B199430 Second Appellate District, Div. 4

PEOPLE v. SMITH (TROY D.)

Petition for review denied

S162186 E042065 Fourth Appellate District, Div. 2

**PEOPLE v. LUTHER
(JONATHAN ROSS)**

Petition for review denied

S162421 B193449 Second Appellate District, Div. 6

**PEOPLE v. FIDANIAN
(ALEK)**

Petition for review and application for stay denied

S163034 B207043 Second Appellate District, Div. 1

**ROSENKRANTZ (ROBERT)
ON H.C.**

Petition for review and application for stay denied
Corrigan, J., is of the opinion the stay should be granted.

S156752

**MACGREGOR (KEVIN
ANTHONY) ON H.C.**

Petition for writ of habeas corpus denied

S157103

Petition for writ of habeas corpus denied

**DE LEON (ELMOR JACOB)
ON H.C.**

S157353

Petition for writ of habeas corpus denied

**SHUFELT III (GEORGE W.)
ON H.C.**

S157519

Petition for writ of habeas corpus denied

MELLENDEZ (LUIS) ON H.C.

S157594

Petition for writ of habeas corpus denied

**MORMAN (WADE
ANTHONY) ON H.C.**

S157699

Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**VALDIVIA (HECTOR
ISMAEL) ON H.C.**

S157716

Petition for writ of habeas corpus denied

**RODGERS (BILLY EARL) ON
H.C.**

S157718

Petition for writ of habeas corpus denied

**GONZALEZ (GILBERT) ON
H.C.**

S157729

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**MADDEN (FRANK L.) ON
H.C.**

S157802

Petition for writ of habeas corpus denied

**KEENE (BRIAN SCOTT) ON
H.C.**

S157828

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**PARKER III (LEO KING) ON
H.C.**

S157894

Petition for writ of habeas corpus denied

**SIQUEIROS (CLETO) ON
H.C.**

S157940

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**KOUFOS (NICHOLAS) ON
H.C.**

S157943

Petition for writ of habeas corpus denied

**JORSS (CHARLES ROGER)
ON H.C.**

S157960

Petition for writ of habeas corpus denied

**TURNER (TISER LEE) ON
H.C.**

S157966

Petition for writ of habeas corpus denied

**PASTRANA (ANGELICA
FAITH) ON H.C.**

S157977**MARKSON (CURTIS) ON
H.C.**

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

S157981**RODRIGUEZ (RAYMOND)
ON H.C.**

Petition for writ of habeas corpus denied

S157983**CHAVEZ (JOSE THOMAS)
ON H.C.**

Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S157986**BASERGA (VICTOR
EDUARDO) ON H.C.**

Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S157989**FELIZ (ARMANDO) ON H.C.**

Petition for writ of habeas corpus denied
George, C. J., was recused and did not participate.

S158000**JIMENEZ (ALEJANDRO
MENTADO) ON H.C.**

Petition for writ of habeas corpus denied

S158003**O'SULLIVAN (TERRENCE)
ON H.C.**

Petition for writ of habeas corpus denied

S158012**MOON (RUDY) ON H.C.**

Petition for writ of habeas corpus denied

S158014

Petition for writ of habeas corpus denied

CHUMAN (LAOS) ON H.C.**S158015**

Petition for writ of habeas corpus denied

SHOWELL (FRANK) ON H.C.**S158041**

Petition for writ of habeas corpus denied

MARTINEZ (JESSE) ON H.C.**S158042**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

PERRY (KEVIN T.) ON H.C.**S158056**

Petition for writ of habeas corpus denied

BITTLE (TEDDY LEON) ON H.C.**S158071**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)

ROBINSON (ANTHONY L.) ON H.C.**S158114**

Petition for writ of habeas corpus denied

RIVERA (RICARDO) ON H.C.**S158116**

Petition for writ of habeas corpus denied

BOGAN (GREGORY A.) ON H.C.**S158121**

Petition for writ of habeas corpus denied

TOLIVER (ALFRED) ON H.C.

S158127

Petition for writ of habeas corpus denied

**PARTHEMORE (IRA DON)
ON H.C.****S158128**Petition for writ of habeas corpus denied
(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**JACKSON (DESHAWN LEE)
ON H.C.****S158129**

Petition for writ of habeas corpus denied

**MORALES (MARK GLEN)
ON H.C.****S158130**

Petition for writ of habeas corpus denied

**WEATHERS (LUTHER
GENE) ON H.C.****S158148**Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Dixon* (1953) 41 Cal.2d 756; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**MCCOY (OWEN
SYLVESTER) ON H.C.****S158152**

Petition for writ of habeas corpus denied

DEVILLE (SHELBY) ON H.C.**S158155**

Petition for writ of habeas corpus denied

SCOTT (JEROME N.) ON H.C.**S158200**

Petition for writ of habeas corpus denied

**JAMESON (BARRY SIMON)
ON H.C.**

S158205**CARVAJAL (PEDRO) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**S158208****MILLSAP (PAUL S.) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)**S158213****THOMAS III (OLIVER) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)**S158215****ROACH (DANIEL C.) ON H.C.**

Petition for writ of habeas corpus denied

S158216**MORAN (JOSE H.) ON H.C.**

Petition for writ of habeas corpus denied

S158225**OGDEN (DAVID) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S158228****CHAVIS, SR., (REGINALD)
ON H.C.**

Petition for writ of habeas corpus denied

S158232**MARTIN (SAMUEL) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S158233**THOMAS (RAYNOULD) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S158234****RICHARDS (RAYSHAWN)
ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S158236****LOUIS (AARON) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S158240****ADAMS (JAMES R.) ON H.C.**

Petition for writ of habeas corpus denied

S158245**HERRICK (DOUGLAS E.) ON
H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S158247****RAMIREZ (GUSTAVO
SILVA) ON H.C.**

Petition for writ of habeas corpus denied

S158253**WOODS (WILLIE) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750.)

S158256

Petition for writ of habeas corpus denied

**WALKER (JAMES EDWARD)
ON H.C.**

S158260

Petition for writ of habeas corpus denied

**ZAKODA, JR., (FRANK) ON
H.C.**

S158265

Petition for writ of habeas corpus denied

**JAMES (GREGORY WAYNE)
ON H.C.**

S158275

Petition for writ of habeas corpus denied
(See *In re Waltreus* (1965) 62 Cal.2d 218.)

**DAVIS (ERIC DESHAWN) ON
H.C.**

S158280

Petition for writ of habeas corpus denied

**GONZALEZ (RICARDO) ON
H.C.**

S158290

Petition for writ of habeas corpus denied
(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Wagner* (1994) 21 Cal.App.4th 729, 737.)

**MARTIN (LANCE REGAN)
ON H.C.**

S158311

Petition for writ of habeas corpus denied

GREEN (RONNIE) ON H.C.

S158318

Petition for writ of habeas corpus denied

**MONTOYA (GILBERT
JOSEPH) ON H.C.**

S158323**H.C.**

Petition for writ of habeas corpus denied

RAMIREZ (JUAN M.) ON**S158328**

Petition for writ of habeas corpus denied

PRATT (BARRY A.) ON H.C.**S158330**

Petition for writ of habeas corpus denied

**SAMARRON (FERNANDO)
ON H.C.****S158335**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**MOORE (LAWRENCE) ON
H.C.****S158336**

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)**MAJOR (LEE) ON H.C.****S158337**

Petition for writ of habeas corpus denied

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**GONZALEZ (GILBERTO) ON
H.C.****S158568**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)**PERRY (KEVIN T.) ON H.C.****S159429**

Petition for writ of habeas corpus denied

**ELIAS (PETER CHOCHI) ON
H.C.**

S159663

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)**MAJOR (LEE) ON H.C.****S159764**

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)**MUHAMMAD (SHAKA
SENEGAL) ON H.C.****S160128**

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**MELCHIONNE (MARIO A.)
ON H.C.****S160203**

Petition for writ of habeas corpus denied

**KING (JESSE STEPHEN) ON
H.C.****S160892**

Petition for writ of habeas corpus denied

(See *In re Miller* (1941) 17 Cal.2d 734; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**MILLER, JR., (MARION F.)
ON H.C.****S161162**

Petition for writ of habeas corpus denied

**ZIMMERMAN (MICHAEL)
ON H.C.****S161998**

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921; *In re Miller* (1941) 17 Cal.2d 734.)**MELCHIONNE (MARIO A.)
ON H.C.****S162020**

Petition for writ of habeas corpus denied

HELM (JAMES LEE) ON H.C.

S162071**HEILMAN (THOMAS JOHN)
ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S162163****SAVAGE (BOB) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)**S162293****RUNGE (CORY DEAN) ON
H.C.**

Petition for writ of habeas corpus denied

S162474**MAST (PRESTON) ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S162491****SMILER (RONALD PIERRE)
ON H.C.**

Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)**S162523****SANTIAGO (RICO JESUS)****ON****H.C.**

Petition for writ of habeas corpus denied

(See *In re Miller* (1941) 17 Cal.2d 734.)

S162930 G040165 Fourth Appellate District, Div. 3 **TRAN (RONALD TRI) v. S.C. (PEOPLE)**

Stay order filed

The sentencing hearing currently scheduled for May 9, 2008, in *People v. Ronald Tri Tran*, Orange County Superior Court No. 01HF0193, is hereby stayed in order to allow the prosecution an opportunity to file and answer to the petition for review filed herein.

S161280 C052955 Third Appellate District **AVENI (MICHAEL D.) v. BOARD OF CHIROPRACTIC EXAMINERS**

Publication request denied (case closed)

S161467 B165756 Second Appellate District, Div. 3 **ALAN (KEITH) v. AMERICAN HONDA MOTOR COMPANY, INC.**

Publication request denied (case closed)

S161493 A114690 First Appellate District, Div. 2 **GRAY (TOM) v. MON VAN MOVING SERVICES INCORPORATED**

Publication request denied (case closed)

S161663 D048607 Fourth Appellate District, Div. 1 **PEOPLE v. HUBBS (NORMAN JAMES)**

Publication request denied (case closed)

S161856 D048830 Fourth Appellate District, Div. 1 **SCHUTTE & KOERTING INCORPORATED v. REGIONAL WATER QUALITY CONTROL BOARD**

Depublication request denied (case closed)

S162097 E044289 Fourth Appellate District, Div. 2 **G., JR., (LEONARD), IN RE**
Publication request denied (case closed)

S162154 BR045565 Appellate Division of the Los Angeles
County Superior Court

**PEOPLE v. BERRY
(GREGORY)**

Publication request denied (case closed)

S051451

**PEOPLE v. VALENCIA
(ALFREDO)**

Time extended to consider modification or rehearing

The time for granting or denying rehearing in the above-entitled case is hereby extended to July 11, 2008, or the date upon which rehearing is either granted or denied, whichever occurs first.

S144492 E036942 Fourth Appellate District, Div. 2

**MANTA MANAGEMENT
CORPORATION v. CITY OF
SAN BERNARDINO**

Time extended to consider modification or rehearing

The time for granting or denying rehearing in the above-entitled case is hereby extended to July 23, 2008, or the date upon which rehearing is either granted or denied, whichever occurs first.

S064858

**PEOPLE v. SCOTT (ROYCE
LYN)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Susan Ten Kwan's representation that she anticipates filing the appellant's reply brief by February 2009, counsel's request for an extension of time in which to file that brief is granted to July 1, 2008. After that date, only four further extensions totaling about 210 additional days are contemplated.

S067392

**PEOPLE v. FREDERICKSON
(DANIEL CARL)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Douglas Ward's representation that he anticipates filing the appellant's opening brief by September 8, 2008, counsel's request for an extension of time in which to file that brief is granted to July 1, 2008. After that date, only one further extension totaling about 69 additional days is contemplated.

S076340**PEOPLE v. NGUYEN (LAM THANH)**

Extension of time granted

Good cause appearing, and based upon counsel Richard C. Neuhoﬀ's representation that he anticipates filing the appellant's opening brief by December 2009, counsel's request for an extension of time in which to file that brief is granted to June 27, 2008. After that date, only nine further extensions totaling about 540 additional days will be granted.

S077524**PEOPLE v. SALAZAR (MAGDALENO)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Ellen J. Eggers's representation that she anticipates filing the appellant's opening brief by February 2, 2009, counsel's request for an extension of time in which to file that brief is granted to July 7, 2008. After that date, only four further extensions totaling about 210 additional days are contemplated.

S099844**PEOPLE v. RAMIREZ (JUAN VILLA)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the appellant's opening brief is extended to June 24, 2008.

S105908**PEOPLE v. GHOBRIAL (JOHN SAMUEL)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the appellant's opening brief is extended to June 27, 2008.

S143058**RICCARDI (JOHN ALEXANDER) ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Carla J. Johnson's representation that she anticipates filing the reply to the informal response to the petition for writ of habeas corpus by June 28, 2008, counsel's request for an extension of time in which to file that document is granted to June 30, 2008. After that date, no further extension is contemplated.

S144756**HARRIS (LANELL CRAIG)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Alfons G. Wagner's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by October 1, 2008, counsel's request for an extension of time in which to file that document is granted to July 1, 2008. After that date, only two further extensions totaling about 90 additional days are contemplated.

S162148

F050952 Fifth Appellate District

**VALLEY ADVOCATES v.
CITY OF FRESNO (PEREZ,
WILLIAMS & MEDINA)**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer to petition for review is extended to May 1, 2008.

S154847**PEOPLE v. NGUYEN (VINCE
VINTHUONG)**

Permission to file amicus curiae brief granted

The application of Los Angeles County District Attorney for permission to file an amicus curiae brief in support of respondent is hereby granted. An answer thereto may be served and filed by any party within 20 days of the filing of the brief.

S154847**PEOPLE v. NGUYEN (VINCE
VINTHUONG)**

Permission to file amicus curiae brief granted

The application of Criminal Defense Clinic, Mills Legal Clinic of Stanford Law School for permission to file an amicus curiae brief in support of respondent is hereby granted. An answer thereto may be served and filed by any party within 20 days of the filing of the brief.

S042224**PEOPLE v. CRUZ (TOMAS
VERANO)**

Order filed

Appellant's "application for permission to file oversize supplemental brief" is granted.

S050102**PEOPLE v. HENSLEY (PAUL
LOYDE)**

Order filed

Appellant's "application for leave to file appellant's opening brief in excess of 102,000 words" is granted.

S147051

C047366 Third Appellate District

**PEOPLE v. NELSON (DENNIS
LOUIS)**

Order filed

Respondent's request that this court strike the attachment to the amicus curiae brief of the California Attorneys for Criminal Justice and California Public Defenders' Association is denied.

S158076

C052606 Third Appellate District

**PEOPLE v. DIECK (RONALD
WILLIAM)**

Motion denied

Respondent's motion to dismiss is denied.

On application of respondent and good cause appearing, it is ordered that the time to serve and file the respondent's answer brief on the merits is extended to May 30, 2008.

S130495**MASTERS (JARVIS J.) ON
H.C.**

Referee appointed

The court:

Based on the record in this matter and good cause appearing:

The Honorable John Stephen Graham, Judge of the Superior Court of California, County of Marin, is appointed to sit as a referee in this proceeding. He will take evidence and make findings of fact on the following questions regarding the case of *People v. Jarvis J. Masters* (Marin County Superior Court No. 10467; Judge Beverly B. Savitt):

1. Was false evidence regarding petitioner's role in the charged offenses admitted at the guilt phase of petitioner's trial? If so, what was that evidence?
2. Is there newly discovered, credible evidence indicative of petitioner's not having been a participant in the charged offenses? If so, what is that evidence?
3. What, if any, promises or threats were made to guilt phase prosecution witness Rufus Willis by District Attorney Investigator Charles Numark or Deputy District Attorneys Edward Berberian or Paula Kamena? Was Willis's trial testimony affected by any such promises or threats, and, if so, how?
4. Were there promises, threats or facts concerning guilt phase prosecution witness Bobby Evans's relationship with law enforcement agencies of which Deputy District Attorneys

Berberian and Kamena were, or should have been, aware, but that were not disclosed to the defense? If so, what are those promises, threats or facts?

5. Did Deputy District Attorneys Berberian and Kamena knowingly present false testimony by Bobby Evans? If so, what was that testimony?
6. What, if any, promises or threats were made to Bobby Evans by District Attorney Investigator Numark, Department of Corrections Investigator James Hahn, or Deputy District Attorneys Berberian and Kamena? Was Evans's trial testimony affected by any such promises or threats, and, if so, how?
7. Did penalty phase prosecution witness Johnny Hoze provide false testimony regarding petitioner's involvement in the murder of inmate David Jackson? If so, what was that false testimony?

It is further ordered that the referee prepare and submit to this court a report of the proceedings conducted pursuant to this appointment, of the evidence adduced, and the findings of fact made. Petitioner's "application for order compelling disclosure" filed on November 29, 2007, is referred to the referee for disposition. (See *In re Scott* (2003) 29 Cal.4th 783, 814.)

S161270**REZAK ON DISCIPLINE**

Recommended discipline imposed: disbarred

It is hereby ordered that DONALD REZAK, State Bar No. 112186, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. DONALD REZAK is also ordered to comply with rule 9.20 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

S161271**BENDEL ON DISCIPLINE**

Recommended discipline imposed: disbarred

It is hereby ordered that RANDY E. BENDEL, State Bar No. 130569, be disbarred from the practice of law and that his name be stricken from the roll of attorneys. Respondent is also ordered to comply with rule 9.20 of the California Rules of Court, and to perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 days, respectively, after the date this order is effective.* Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

*(See Bus. & Prof. Code, § 6126, subd. (c).)

**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
SAN FRANCISCO SESSION
MAY 27 and 28, 2008**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Earl Warren Building, 350 McAllister Street, Fourth Floor, San Francisco, California, on May 27 and 28, 2008.

TUESDAY, MAY 27, 2008—1:30 P.M.

S147190	Edwards v. Arthur Andersen, LLP
S148536	People v. Segura (Luis)
S033360	People v. Wallace (Keone) [Automatic Appeal]

WEDNESDAY, MAY 28, 2008—9:00 A.M.

S142892	North Coast Women's Care Med. Group et al. v. Superior Court of San Diego County (Guadalupe T. Benitez, Real Party in Interest)
S148712	Barsamyan v. Appellate Division of the Superior Court of Los Angeles County (People, Real Party in Interest)
S145458	People v. Chance (Kenneth)

1:30 P.M.

S147848	Simmons etc., et al. v. Ghaderi
S018637	People v. Hovarter (Jackie Ray) [Automatic Appeal]
S060803	People v. Mungia (John) [Automatic Appeal]

Chief Justice

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c) (formerly rule 18(c)).)

**SUPREME COURT OF CALIFORNIA
ORAL ARGUMENT CALENDAR
LOS ANGELES SESSION
JUNE 3 and 4, 2008**

The following cases are placed upon the calendar of the Supreme Court for hearing at its courtroom in the Ronald Reagan State Office Building, 300 South Spring Street, Third Floor, North Tower, Los Angeles, California on June 3 and 4, 2008.

TUESDAY, JUNE 3, 2008—2:00 P.M.

S143819	Ramirez et al. v. Nelson et al.
S139791	People v. Cross (Gary)
S066527	People v. Lindberg (Gunner) [Automatic Appeal]

WEDNESDAY, JUNE 4, 2008—9:00 A.M.

S154018	In re Lawrence (Sandra) on Habeas Corpus
S155872	In re Shaputis (Richard) on Habeas Corpus
S148029	People v. Lenix (Arthur)
S070839	People v. Carasi (Paul) [Automatic Appeal]

Chief Justice

If exhibits are to be transmitted to this court, counsel must apply to the court for permission. (See Cal. Rules of Court, rule 8.224(c) (formerly rule 18(c)).)